



Docket: 2931 (203-3624)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Reschke, et al.

EXAMINER: Michael F. Peffley

SERIAL NO.: 10/718,113

GROUP: Art Unit 3739

FILED: November 20, 2003

DATED: April 7, 2006

TITLE: **ELECTROSURGICAL PENCIL
WITH IMPROVED CONTROLS**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. Copies of the U.S. patent documents are not provided in accordance with the waiver of that requirement under 37 C.F.R. §1.98.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

Applicant would also like to bring the following commonly-owned U.S. Patent Applications to Examiner's attention: U.S. Application No. 11/337,990 filed on January 24, 2006; U.S. Application No.: 11/211,293 filed on August 25, 2005 and U.S. Application No. 11/218,110 filed on September 1, 2005. Copies of these applications are enclosed.

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Dated: **April 7, 2006**

Nicole Rispono

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

- ☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- ☐ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).
- ☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
- ☐ Please charge the \$130.00 petition fee to Deposit Account No. 21-0550.
- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- ☒ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 21-0550.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor.



The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Francesco Sardone", written over a horizontal line.

Francesco Sardone

Reg. No. 47,918

Attorney for Applicant(s)

Carter, DeLuca, Farrell & Schmidt, LLP

445 Broad Hollow Road - Suite 225

Melville, New York 11747

Tel.: (631) 501-5700

Fax: (631) 501-3526

FS/nr



Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	Docket Number (Optional) 2931 (203-3624)		Application Number 10/718,113
	Applicants Reschke et al.		
	Filing Date November 20, 2003		Group Art Number 3739

U.S. PATENT DOCUMENTS – *WITHOUT REFERENCES*

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	2,993,178	7-18-1961	BURGER			
	3,058,470	10-16-1962	SEELIGER ET AL.			
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	3,675,655	7-11-1972	SITTNER			
	3,699,967	10-24-1972	ANDERSON			
	3,720,896	3-13-1973	BEIERLEIN			
	3,801,766	4-2-1974	MORRISON, JR.			
	3,801,800	4-2-1974	NEWTON			
	4,014,343	3-29-1977	ESTY			
	4,038,984	8-2-1977	SITTNER			
	4,112,950	9-12-1978	PIKE			
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	4,872,454	10-10-1989	DeOliveira ET AL.			

Examiner	Date Considered
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Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
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	4,903,696	2-27-1990	STASZ ET AL.			
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	4,922,903	5-8-1990	WELCH ET AL.			
	4,949,734	8-21-1990	BERNSTEIN			
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	5,468,240	11-21-1995	GENTELIA ET AL.			

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	5,626,575	5-6-1997	CRENNER			
	5,630,426	5-20-1997	EGGERS ET AL.			
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	2002/0198519 A1	12-26-2002	QIN ET AL.			
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	2004/0002704 A1	1-1-2004	KNOWLTON ET AL.			

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	2004/0015162 A1	1-22-2004	McGaffigan			
	2004/0015216 A1	1-22-2004	DeSisto			
	2004/0024395 A1	2-5-2004	ELLMAN ET AL.			
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				November 20, 2003		3739			
U.S. PATENT DOCUMENTS – <i>WITHOUT REFERENCES</i>									
Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate		
		D253,247	10/23/79	GILL					
		D301,739	6-20-1989	TURNER ET AL.					
		D370,731	6-11-1996	CORACE ET AL.					
		D384,148	9-23-1997	MONSON					
		D433,752	11-14-2000	SARAVIA					
		D453,833 S	2-19-2002	HESS					
		D457,955 S	5-28-2002	BILITZ					
		D493,530	7/27/04	RESCHKE					

FOREIGN PATENT DOCUMENTS – <i>WITH REFERENCES</i>								
		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
		WO 96/39086	12-12-1996	PCT				
		WO 2002/47568 A1	6/20/2002	PCT				
		WO 2004/010883 A1	2-5-2004	PCT				
		WO 2004/073753 A2	9-2-2004	PCT				
		WO 2005/060849 A1	7-7-2005	PCT				

Examiner	Date Considered
Examiner: Initial if citation considered, whether or nor citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	